

PATENT  
Client-Matter No.: 66661-028

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
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In re Application of  
Ideker et al.

Confirmation No: 7007

JUL 09 2004

Serial No.: 09/823,850

Group Art Unit: 1631

Filed: March 30, 2001

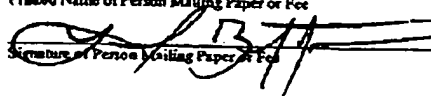
Examiner: M. Zeman

For: METHODS FOR  
DETERMINING THE TRUE  
SIGNAL OF AN ANALYTE

CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
"EXPRESS MAIL" MAILING LABEL NUMBER: EV 400 552 628US  
DATE OF DEPOSIT: May 4, 2004

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE  
UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO  
ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE  
AND IS ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450,  
ALEXANDRIA, VIRGINIA 22313-1450.

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Lead Bender  
Printed Name of Person Mailing Paper or Fee  
  
Signature of Person Mailing Paper or Fee

PETITION FOR EXTENSION OF TIME

Sir:

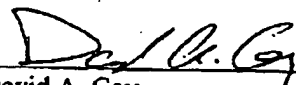
Applicants hereby petition for a one-month extension of time to respond to the  
Official Action mailed on January 29, 2004.

Please charge my Deposit Account No. 502624 the amount of \$55.00 which  
covers the fee for a one-month extension of time. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge payment of any additional fees  
associated with the filing submitted herewith or credit any overpayment to Deposit Account  
No. 502624. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: May 4, 2004

  
David A. Gay  
Registration No. 39,200  
Telephone: (858) 535-9001  
Facsimile: (858) 535-8949

McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive, Suite 700  
San Diego, California 92122

07/09/2004 16:46 FAX 858 597 1585

01 00:23:51 55.00 00

AMENDMENT TRANSMITTAL LETTER		CLIENT-MATTER NO.: 66661-028	
SERIAL NO: 09/823,850	FILING DATE: March 30, 2001	EXAMINER: M. Zeman	GROUP ART UNIT: 1631 CONFIRMATION NO.: 7007
INVENTION: METHODS FOR DETERMINING THE TRUE SIGNAL OF AN ANALYTE			

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY "EXPRESS MAIL"  
"EXPRESS MAIL" MAILING LABEL NUMBER: EV 400 552 628US  
DATE OF DEPOSIT: May 4, 2004

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VIRGINIA 22313-1450.

*Leon D. Dantley*  
Printed Name of Person Mailing Paper or Fee

*[Signature]*  
Signature of Person Mailing Paper or Fee

Transmitted herewith is the Response, with Exhibits A and B as attachments thereto, to the Office Action mailed January 29, 2004, in the above-identified application.

- ☒ Small Entity status of this application has been established under 37 CFR 1.27.
- ☒ Petition for Extension of Time is enclosed (in duplicate).
- ☒ No additional claims fee is required.
- ☐ An additional claims fee is required and has been calculated as shown below:

#### CLAIMS AS AMENDED

	NUMBER AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR		RATE		FEE	
				SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
TOTAL CLAIMS	85	85	x	\$ 9.00	\$ 18.00	\$	\$
INDEPENDENT CLAIMS	7	7	x	\$ 43.00	\$ 86.00	\$	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS: <u>YES</u>				\$ 145.00	\$ 290.00	\$	\$
NO							
TOTAL ADDITIONAL FEE						\$ 0.00	\$

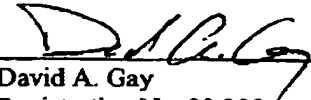
- \* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
- \*\* If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.
- \*\*\* If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 0, write "0" in the space.

Inventor(s): Ideker et al.  
Serial No.: 09/823,850  
Filed: March 30, 2001  
Page 2

- ☒ Please charge my Deposit Account No. 502624 the amount of \$55.00 which covers the fee for a one -month extension of time. A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge to Deposit Account No. 502624 any fees under 37 CFR 1.17 which may be required under 37 CFR 1.136(a)(3) for an extension of time in any concurrent or future reply requiring a petition for extension of time. A duplicate copy of this sheet is enclosed.

Dated: May 4, 2004

Respectfully submitted,

  
\_\_\_\_\_  
David A. Gay  
Registration No. 39,200  
McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive, Suite 700  
San Diego, California 92122  
Telephone No. 858-535-9001